

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
IN INSOLVENCY

PETITION NO.195 OF 2004

Re: Anil Shivram Bhogte & anr. ..Debtors.

Ex parte :

Bharat Dhanrupchand Shah .. Petitioning Creditor.

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Mr. K.P. Jain for the Petitioning Creditor.
Debtor absent though served.

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CORAM: DR. D.Y. CHANDRACHUD, J.

19th August, 2006.

P.C. :

The Insolvency Petition is based on a decree passed by the City Civil Court in Summary Suit 4384 of 2003 in the sum of Rs.54,601.90 with interest at the rate of 18% per annum on the principal sum of Rs.45,000/- from 29th July, 2004 till payment. An Insolvency Notice was issued on 21st August, 2004 which was served on the Debtors on 28th September, 2004. The act of insolvency was complete on 3rd November, 2004. The Insolvency Petition has been duly served and an affidavit of service has been filed. There is no reply to the Petition and the Debtors

have failed to appear. In the circumstances, the Insolvency Petition has to be allowed and is accordingly allowed in terms of prayer clauses (a) and (b).